

Existing Sec. 70-129. - Conditions to be complied with in extending city water and sewer service outside the city.

City council may approve or disapprove water mains, sewer mains, water service connections, sewer service connections, or both, ("utility service") in its discretion to property outside the city limits petitioning for such service upon the conditions established by this section. Utility service shall be provided pursuant to utility extension agreements approved by the City Council, which shall be brought to the City Council on such schedule as is determined appropriate by the City Manager. Utility extension agreements shall include those terms and conditions that the City Council determines, in its discretion, to be in the interests of the city, and that address potential impacts of the proposed development on the city and/or its citizens. Such terms and conditions may address, in addition to the water and/or sewer service requested, other utilities, and associated regulations within the city, such as stormwater. The city water distribution system and sewage collection system shall not be extended beyond the limits of the city or without voluntary annexation into the city except:

- (1) Pursuant to an effective and valid contract, agreement, complete residential building permit submission and approval, or City Council resolution entered into by city council or passed by city council prior to October 15th 2012; or
- (2) Water to properties within the legal boundaries of Research Triangle Park, NC; or
- (3) To public properties; or
- (4) To extensions for water mains extended outside the city to complete a loop in the water distribution system to assure adequate water quality or pressure to an area inside the city; or
- (5) To individual properties outside the city for which an assessment for a main extension has already been levied; or
- (6) To properties with verified water supplies-of unsatisfactory quality or a verified existing health hazard from an on-site sanitary sewer system approved by the city council pursuant to subsection a. of this section;
 - a. Any extension of the water distribution system and sewage collection system to serve properties with verified water supplies of unsatisfactory quality or a verified, existing health hazard from an on-site sanitary sewer system shall be made only after approval of such extension by the city council. Any such extension shall be made in accordance with the following conditions:
 1. The city shall bear no part of the construction cost of extensions beyond the city limits to serve a school or industry. No refund policy shall apply to such lines. The city may participate in the construction cost of any extension to serve properties with verified water supplies of unsatisfactory quantity or quality or a verified, existing health hazard from an on-site sanitary sewer system, provided such extension is made as a result of receiving a sufficiently signed petition under the provisions of Article 7, Section 77, paragraph (7) of the City Charter. The question of city participation shall be decided by the city council for each individual project, but in no case shall assessments be less than the standard rate for extensions outside the city;
 2. Construction of authorized extensions to approved properties with verified water supplies of unsatisfactory quality or a verified, existing health hazard from an on-site sanitary sewer system, shall be in accordance with all applicable policies, standards and specifications of the city; or